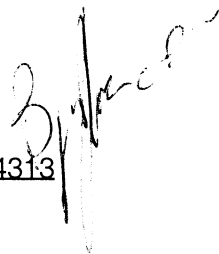


DATE: MARCH 16, 2005
TO: Municipal Clerk
FROM: Byron E. Johnson, C.P.M.
Director of Purchasing - X4313
THRU: Rachel Johnson
Clerk Typist II – X4162



Please place the following item on the **REGULAR** agenda for the Council Meeting of **MARCH 29, 2005:**

Solicitation No.: 2005-123 H. M. A. C. Surface Course Type "C" 2005-2006
Contractor: Allied Paving Company
El Paso Texas

Department: Streets
Funds Available: 32010200-01101-502227
Funding Source: General Funds
Items: Base Bid I Item 1 (1a-1c) \$527107.00
Item 2 (2a-2c) \$36,250.00
Total Award: \$563,357.00
District(s): Citywide

RECOMMENDATION:

The Department of Streets recommend the award of this contract to Allied Paving Company, the low responsible, responsive bidder. It is requested that the City Manager of the City of El Paso be authorized to sign the referenced contract. Additionally, it is requested that the City Manager and Staff be authorized to execute budget transfers for this award and project, as necessary.

Work under the unit price component is only an estimated value and will be ordered, performed, invoiced and paid by measured quantity. The actual cost of the unit price component will be the sum total of unit prices at the end of the contract term.

Contact Person: Byron Johnson, C.P.M., Director of Purchasing at 541-4313

AGENDA FOR: MARCH 29, 2005

CITY OF EL PASO, TEXAS
REQUEST FOR COUNCIL ACTION (RCA)

DEPARTMENT: Purchasing
AGENDA DATE: March 29, 2005

CONTACT PERSON/PHONE: Byron Johnson, Director of Purchasing (X4313)
DISTRICT(S) AFFECTED: Citywide
PROJECT NAME/SOLICITATION NO. H. M. A. C. Surface Course Type "C" 2005-2006

SUBJECT:

Award Bid for the construction of the H. M. A. C. Surface Course Type "C" 2005-2006 (Solicitation No. 2005-123) to Allied Paving Company in the amount of \$563,357.00 (Base Bid I-Item 1 \$527,107.00 & Item 2 \$36,250.00), as per recommendations from the Department of Streets. Allied Paving Company is the lowest responsible, responsive Bidder. It is requested that the ~~Mayor~~ ^{City Manager} be authorized to sign the referenced contract and the City Manager and Staff be authorized to execute budget transfers for this award and project, as necessary.

BACKGROUND / DISCUSSION:

Bid Tabulation and departmental recommendations are attached as back up to the agenda item.

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING:

This project is funded by General Funds. Funding is provided in 32010200-01101-502227. No budget transfer is necessary at this time.

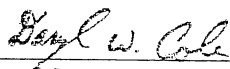
BOARD / COMMISSION ACTION:

N/A

*****REQUIRED AUTHORIZATION*****

LEGAL: (if required) _____ **FINANCE:** (if required) _____

DEPARTMENT HEAD:


(Example: if RCA is initiated by Purchasing, client department should sign also)
Information copy to appropriate Deputy City Manager

Cc: Patricia D. Aduato, Deputy City Manager for Building & Planning Services

APPROVED FOR AGENDA:

CITY MANAGER: _____ **DATE:** _____

DATE: March 16, 2005
TO: Municipal Clerk
FROM: Byron E. Johnson, C.P.M.
Director of Purchasing - X4313
THRU: Rachel Johnson
Clerk Typist II – X4162

Please place the following item on the **REGULAR** agenda for the Council Meeting of March 29, 2005:

Solicitation No. 2005-123
Project Name: H. M. A. C. Surface Course Type "C" 2005-2006
Contractor: Allied Paving Company
El Paso Texas
Department: Streets
Funds Available: 32010200-01101-502227
Funding Source: General Funds
Items: Base Bid I Item 1 (1a-1c) \$527107.00
Item 2 (2a-2c) \$36,250.00
Total Award: \$563,357.00
District(s): Citywide

RECOMMENDATION:

The Department of Streets recommend the award of this contract to Allied Paving Company, the low responsible, responsive bidder. It is requested that the City Manager of the City of El Paso be authorized to sign the referenced contract. Additionally, it is requested that the City Manager and Staff be authorized to execute budget transfers for this award and project, as necessary.

Work under the unit price component is only an estimated value and will be ordered, performed, invoiced and paid by measured quantity. The actual cost of the unit price component will be the sum total of unit prices at the end of the contract term.

Contact Person: Byron Johnson, Director of Purchasing – X4313

AGENDA FOR: March 29, 2005

CONSTRUCTION PROJECT FORM
Unit Price

DATE: March 16, 2005
PROJECT: H. M. A. C. Surface Course Type "C" 2005-2006
SOLICITATION NO: 2005-123
ACCOUNT NO(S): 32010200-01101-502227
FUNDING SOURCE: General Funds
DEPARTMENT: Streets
DISTRICT(S): Citywide

AGENDA DATE: March 29, 2005

CONTRACTOR: Allied Paving Company
ESTIMATED AMOUNT: \$563,357.00

RECOMMENDATION:

The Department of Streets recommend the award of this contract to Allied Paving Company, the low responsible, responsive bidder. It is requested that the City Manager of the City of El Paso be authorized to sign the referenced contract. Additionally, it is requested that the City Manager and Staff be authorized to execute budget transfers for this award and project, as necessary.

Work under the unit price component is only an estimated value and will be ordered, performed, invoiced and paid by measured quantity. The actual cost of the unit price component will be the sum total of unit prices at the end of the contract term.

DESCRIPTION OR EXPLANATION:

Base Bid I
Item 1 (1a-1c) \$527,107.00
Item 2 (2a-2c) \$36,250.00

TOTAL RECOMMENDED AWARD: \$ 563,357.00 (Estimate)

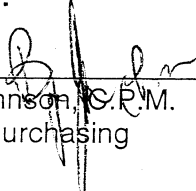
TIME FOR COMPLETION: Requirements – 2-year term

LIQUIDATED DAMAGES: 5% Value of Individual NTP

COUNCIL or MASS TRANSIT BOARD: Approved ☐ Rejected ☐

Municipal Clerk _____ Date _____

APPROVED:



Byron E. Johnson, C.P.M.
Director of Purchasing

SCOPE OF WORK

H.M.A.C. SURFACE COURSE TYPE "C" 2005-2006

SOLICITATION NO. 2005-123

This contract consists of providing labor, materials, equipment, preparation, clean-up and all other incidentals necessary to complete work task in a workmanlike manner in the placement of H.M.A.C. Plant Mix Bituminous Pavements and Milling at various depths throughout the City of El Paso, Texas.

The City may obtain additional contracts for this type of work anytime within the contract period.

The Contractor will respond to a request for work within two (2) working days.

Contractor shall provide Performance and Payment bonds for 100% value of the total estimated amount of the contract. The cost of these bonds will be distributed through the line items.

The estimated quantities indicated in the proposal are only estimated quantities. The estimated quantities do not guarantee the quantity of work for the contractor, rather, the actual quantity of work shall be dependent on the total of all purchase orders issued to the contractor at the sole discretion of the City. The actual quantity of work may vary from the estimated quantities.

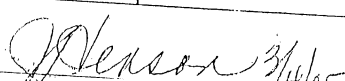
Work to be performed is subject to funding availability and user department requests. No funds have been appropriated for this project at the time of bidding.

CITY OF EL PASO BID TABULATION

BID TITLE: H. M. A. C. SURFACE COURSE TYPE "C" 2005 - 2006
 BID DATE: MARCH 2, 2005

BID NO: 2005- 123
 DEPARTMENT: STREETS

BID NO: 2005- 123 DEPARTMENT: STREETS											
J. A. R. CONCRETE, INC. EL PASO, TEXAS				ALLIED PAVING COMPANY EL PASO, TEXAS							
ITEM #	EST. QTY	UNITS	DESCRIPTION	SUM OF(UNITS)	TOTAL	SUM OF(UNITS)	TOTAL	SUM OF(UNITS)	TOTAL	SUM OF(UNITS)	TOTAL
BASE BID 1 - UNIT PRICE SCHEDULE											
1. H. M. A. C. PLANT MIX BITUMINOUS PAVEMENTS											
1A	1,000	TONS	50 - 200 TONS DELIVERED IN PLACE	\$102.00	\$102,000.00	\$89.75	\$89,750.00		\$0.00		\$0.00
1B	3,400	TONS	201 TO 500 TONS DELIVERED IN PLACE	\$60.00	\$204,000.00	\$57.68	\$196,112.00		\$0.00		\$0.00
1C	4,500	TONS	OVER 500 TONS DELIVERED IN PLACE	\$49.00	\$220,500.00	\$53.61	\$241,245.00		\$0.00		\$0.00
SUM TOTAL ITEM NO. 1 (1A THROUGH 1C)				\$526,500.00		\$527,107.00		\$0.00		\$0.00	
2. PAVEMENT MILLING AT VARIOUS DEPTHS											
2A	12,000	SY	SQUARE YARDS (SY) OF MILLING AT 0 TO 1.0 INCH	\$3.50	\$42,000.00	\$1.96	\$23,520.00		\$0.00		\$0.00
2B	2,750	SY	SQUARE YARDS (SY) OF MILLING AT 1.1 TO 4.0 INCHES	\$7.00	\$19,250.00	\$3.08	\$8,470.00		\$0.00		\$0.00
2C	1,000	SY	SQUARE YARDS (SY) OF MILLING AT 4.1 INCHES AND OVER	\$4.00	\$4,000.00	\$4.26	\$4,260.00		\$0.00		\$0.00

Approved by:  3/14/05

Approved by:

J. Venson 3/4/05

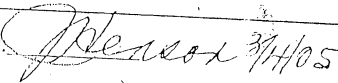
2005-123 H. M. A. C. SURFACE COURSE TYPE C 2005-2006

CITY OF EL PASO BID TABULATION

BID TITLE: H. M. A. C. SURFACE COURSE TYPE "C" 2005 - 2006
 BID DATE: MARCH 2, 2005

BID NO: 2005- 123
 DEPARTMENT: STREETS

				J. A. R. CONCRETE, INC. EL PASO, TEXAS		ALLIED PAVING COMPANY EL PASO, TEXAS					
ITEM #	EST. QTY	UNITS	DESCRIPTION	SUM OF(UNITS)	TOTAL	SUM OF(UNITS)	TOTAL	SUM OF(UNITS)	TOTAL	SUM OF(UNITS)	TOTAL
SUM TOTAL ITEM NO. 2 (2A THROUGH 2C)					\$65,250.00		\$36,250.00		\$0.00		\$0.00
GRAND TOTAL ITEM NOS. 1 AND 2					\$591,750.00		\$563,357.00		\$0.00		\$0.00
OPTION TO EXTEND THE TERM OF THE CONTRACT YES OR NO A. TWELVE (12) MONTHS FROM DATE OF AWARD OF CONTRACT B. NO OPTION OFFERED				YES		NO X					
PAYMENT TERMS					2 % - 10 DAYS						
BID BOND SUBMITTED				YES		YES					
AMENDMENTS KNOWLEDGED				NONE ISSUED		NONE ISSUED					

Approved by:  3/4/05

2005-123 H. M. A. C. SURFACE COURSE TYPE C 2005-2006

CITY OF EL PASO STREET DEPARTMENT

MEMORANDUM

March 14, 2005

RECOMMENDATION

TO: Byron Johnson, Director of Purchasing

ATTN: Jay M. Henson, Contract Compliance Specialist
Purchasing Department – Contract Compliance Administration

FROM: Daryl W. Cole, Streets Director *Daryl W Cole 3/14/05*

SUBJECT: Bid No. 2005-2006 H.M.A.C. Surface Course Type "C"

We have reviewed the above-subject bid and we recommend ***Allied Paving Company of El Paso, Texas*** be awarded bid as the lowest responsive and responsible bidder meeting specifications, for an award amount of **\$563,357** as follows:

Item No. 1 - 1A through 1C	\$527,107
Item No. 2 - 2A through 2C	36,250

GRAND TOTAL \$563,357

If you have any questions please call me at 621-6750.

DWC/rb

RECEIVED
MAR 15 2005
OFFICE OF THE
CONTRACT COMPLIANCE

PROPOSAL

TO THE HONORABLE MAYOR AND CITY COUNCIL
CITY OF EL PASO
EL PASO, TEXAS

GENTLEMEN:

The undersigned having familiarized themselves with the local conditions affecting the cost of work and with the Contract documents consisting of Invitation to Bid, Instructions to Bidders, General Conditions, the Contractor's Proposal, Special Bid Conditions, Applicable Wage Rates, the Contract Form, plans, specifications, and addenda on file in the office of the Purchasing Department of the City of El Paso, hereby propose to perform everything required to be performed and to provide furnish and install all the labor, materials, necessary structure adjustments, necessary tools, expendable equipment, and all utility and transportation services, and to complete in a workmanlike manner all the work required for the

H.M.A.C. SURFACE COURSE TYPE "C" 2005/2006 SOLICITATION NO. 2005-123

within the specified limits and in accordance with the plans and specifications as prepared by the City of El Paso, including Addenda numbers _____, AT THE FOLLOWING UNIT PRICES.

NOTE: The quantities shown in the unit price schedule are ESTIMATES ONLY. They are shown here only for the purpose of comparing bids as an expected total expenditure. The City, at its sole discretion, will direct exactly how many actual units will be placed, and will pay for only those units that are ordered and accepted. No payments will be made regarding the estimated quantities, they are estimates only.

The items listed below shall conform to the project specifications.

BASE BID I - UNIT PRICE SCHEDULE:

Item No.	Estimated Quantity	Brief Description of Item	Unit Bid Price (In figures)	Total Amount (Quantity x Unit Price) (In Figures)
1. H.M.A.C. PLANT MIX BITUMENOUS PAVEMENTS				
1a.	1,000 Tons	50 to 200 Tons Delivered in Place	\$ <u>89.75</u>	\$ <u>89,750.⁰⁰</u>
1b.	3,400 Tons	201 to 500 Tons Delivered in Place	\$ <u>57.68</u>	\$ <u>196,112.⁰⁰</u>
1c.	4,500 Tons	Over 500 Tons Delivered in Place	\$ <u>53.61</u>	\$ <u>241,245.⁰⁰</u>

SUM TOTAL ITEM NO. 1 (1a through 1c):

\$ 527,107.⁰⁰

COMPANY NAME:

Allied Paving Company

BIDDER'S SIGNATURE:

But B. [Signature]

I-C-1

Item No.	Estimated Quantity	Brief Description of Item	Unit Bid Price (In figures)	Total Amount (Quantity x Unit Price) (In Figures)
2. PAVEMENT MILLING AT VARIOUS DEPTHS				
2a.	12,000 SY	Square Yards (SY) of Milling at 0 to 1.0 Inch	\$ <u>1.96</u>	\$ <u>23,520.⁰⁰</u>
2b.	2,750 SY	Square Yards (SY) of Milling at 1.1 to 4.0 Inches	\$ <u>3.08</u>	\$ <u>8470.⁰⁰</u>
2c.	1,000 SY	Square Yards (SY) of Milling at 4.1 Inches and Over	\$ <u>4.26</u>	\$ <u>4260.⁰⁰</u>

SUM TOTAL ITEM NO. 2 (2a through 2c): \$ 36,250.⁰⁰

GRAND TOTAL ITEM NOS. 1 AND 2: \$ 563,357.⁰⁰

NOTE: THIS IS A REQUIREMENTS TYPE CONTRACT WHEREIN THE CITY OF EL PASO SHALL ORDER ALL OF THEIR REQUIREMENTS FOR THE SPECIFIED ITEMS FROM THE CONTRACTOR, FROM TIME TO TIME, AS NEED ARISES. THE CITY BELIEVES THAT THE QUANTITIES USED ARE REASONABLY ACCURATE ESTIMATES, HOWEVER, THE ACTUAL QUANTITIES MAY BE MORE OR LESS THAN THE ESTIMATES, AND SHALL NOT BE THE BASIS FOR ANY CHANGE IN THE UNIT PRICE BID.

UPON AWARD OF THE CONTRACT, CONTRACTOR IS REQUIRED TO SEND A COPY OF THE MSDS TO:

CITY OF EL PASO STREET DEPARTMENT
PLANNING AND QUALITY CONTROL DIVISION
7969 SAN PAULO DRIVE
EL PASO, TEXAS 79907

OPTION TO EXTEND THE TERM OF THE CONTRACT - PLEASE CHECK APPROPRIATE BOX BELOW:

The City, at its sole discretion, may exercise any option to extend the term of the agreement for an additional two (2) year term, by giving the Contractor written notice no later than thirty (30) days prior to the date indicated in the offer. Bidder offers the City the option of extending the term of the contract for one additional year at the same unit prices, if the option is exercised within:

A. Twelve (12) months from date of award of the contract.

YES ☐ NO ☒

B. NO OPTION OFFERED



COMPANY NAME:

Allied Paving Company

BIDDER'S SIGNATURE:

But B. L.

EC-2

CONTRACT TIME AND LIQUIDATED DAMAGES

This is a REQUIREMENTS CONTRACT, under which the City shall order all of its requirements for the materials and services described herein from the successful bidder, hereinafter referred to as Contractor, for the duration of the Contract. The term of this agreement shall be for TWENTY-FOUR (24) MONTHS commencing on the date the Contractor receives a written NOTICE TO PROCEED.

The City shall schedule delivery, as needed, and the contractor will be allowed a minimum of twenty-four [24] hours to commence the project. Specific delivery point or points will be furnished at the time order is placed. Individual, numbered Notices to Proceed will be issued for each delivery site. The start time and time for completion for that work will be indicated in the Notice to Proceed. Liquidated Damages in the amount of FIVE PERCENT (5%) of the value of the Notice to Proceed, but not to exceed \$1,000.00, will apply to each delivery site. The undersigned Bidder agrees to commence work on the date specified in the written Notice to Proceed and to substantially complete the work, at the specified site, within the completion time indicated in the Notice to Proceed. Bidder further agrees to pay the liquidated damages for each consecutive calendar day thereafter, as provided in paragraph 6.8 of the General Conditions of the Contract.

PROMPT PAYMENT:

Unless a prompt payment discount is offered and accepted by the City of El Paso, payments will be made to the Contractor within thirty (30) days following acceptance of goods or services, or receipt of a properly prepared invoice by the City Department identified in the Invoice Instructions set forth on the Purchase Order, whichever is later. Any discount for prompt payment will be calculated from the day goods or services are accepted or when a properly prepared invoice is received. Payments will be considered to have been made on the date of mailing (postmark) of the payment check or, for an electronic funds transfer, the specified payment date. Invoices to be submitted in single copy.

PAYMENT TERMS:

Please mark appropriate block.

____% - 10 Days ☐

____% - 20 Days ☐

____% - 30 Days ☐

Net - 30 Days ☐

COMPANY NAME:

Allied Paving Company

BIDDER'S SIGNATURE:

But B. [Signature]

I-C-3

PROPOSAL

Enclosed with this proposal is a certified check or bid bond for five percent (5%) of the TOTAL bid price including base bid(s) and alternate(s) which is agreed shall be collected and retained by the owner(s) as liquidated damages in the event this proposal is accepted by the Owner within sixty (60) consecutive calendar days after the date advised for the reception of bids and the undersigned fails to execute the contract and the required performance and payment bonds with the Owner within fourteen (14) consecutive calendar days after the date said proposal is accepted; otherwise, the said bid security shall be returned to the undersigned upon demand.

THE UNDERSIGNED BIDDER REPRESENTS TO THE CITY AND TO THE OTHER BIDDERS THAT HIS/HER BID, AND THE ESTIMATES ON WHICH IT IS BASED, HAS BEEN CAREFULLY CHECKED AND CONTAINS NO ERRORS, AND NOTHING HAS BEEN OMITTED OR OVERLOOKED IN DETERMINING THE AMOUNTS BID.

BIDDER'S NAME: Allied Paving Company

BY: Bert Borsberry 3/2/05
Signature Date

Bert Borsberry, Title 755-7625 755-7628
Print Signer's name & title Telephone Fax

5165 Hercules EC Paso TX 79904
Address City, State, Zip Code

Physical Address of Business - if different from above City, State, Zip Code

IF THE BIDDER BE A CORPORATION, THE FOLLOWING CERTIFICATE SHOULD BE EXECUTED:

I, Dale Swooper
Bert Borsberry, certify that I am the Pres. Sec. Secretary of the corporation named as Bidder hereinabove; that Bert Borsberry who signed the foregoing contract on behalf of the Bidder, was then Pres. of said corporation; that said proposal was duly signed for and in behalf of said corporation by authority of its governing body, and is within the scope of its corporate powers.

W. Dale Swooper
CORPORATE SECRETARY SIGNATURE AND CORPORATE SEAL